SERFF Tracking #: HNVR-132211363 State Tracking #:

Company Tracking #: CW-GL-19702R

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O **Project Name/Number:** Specialty/Nova/GL/CW-GL-19702

Filing at a Glance

Company: NOVA Casualty Company Product Name: CW Manufacturer's E&O

State: District of Columbia

TOI: 17.2 Other Liability-Claims Made Only Sub-TOI: 17.2001 Commercial General Liability

Filing Type: Rate/Rule
Date Submitted: 01/13/2020

SERFF Tr Num: HNVR-132211363 SERFF Status: Submitted to State

State Tr Num:

State Status:

Co Tr Num: CW-GL-19702R

Effective Date 03/01/2020

Requested (New):

Effective Date 03/01/2020

Requested (Renewal):

Author(s): Jenifer Kochis, Robert Hayden

Reviewer(s):

Disposition Date:
Disposition Status:
Effective Date (New):
Effective Date (Renewal):

SERFF Tracking #: HNVR-132211363 State Tracking #: Company Tracking #: CW-GL-19702R

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

General Information

Project Name: Specialty/Nova/GL

Status of Filing in Domicile:

Project Number: CW-GL-19702

Domicile Status Comments:

Reference Organization: Reference Number:
Reference Title: Advisory Org. Circular:

Filing Status Changed: 01/13/2020

State Status Changed: Deemer Date:

Created By: Jenifer Kochis Submitted By: Robert Hayden

Corresponding Filing Tracking Number: HNVR-132211362

Filing Description:

Nova Casualty Company respectfully submits rates/rules for use with our General Liability policies. This filing introduces liability coverage for wrongful acts arising out of the errors and omissions of manufacturing operations.

In support of this filing we are providing the following:

- •Rules Exception Pages
- •Rate/Rule Memorandum
- •Any required transmittals and checklists

The factors for the Manufacturers E&O coverage are based on factors used by The Hanover Insurance Group which were filed and approved under SERFF # HNVR-126448984

The factors for the Additional Extended Reporting Period endorsement are the same factors used by another NCC extended reporting period endorsement, APL0120, approved in state filing # REGU-130337828. (If "n/a" is indicated, do not include this sentence.)

Thank you for your attention and review of this SERFF submission. Should you have any questions regarding this filing, please contact this office.

Company and Contact

Filing Contact Information

Robert Hayden, Associate Compliance rhayden@hanover.com

Analyst

440 Lincoln Street 508-855-3138 [Phone] 3138 [Ext]

Worcester, MA 01653 508-855-4786 [FAX]

Filing Company Information

NOVA Casualty Company CoCode: 42552 State of Domicile: New York 440 Lincoln Street Group Code: 88 Company Type: Property and

Worcester, MA 01653 Group Name: Hanover Insurance Casualty

(508) 855-1000 ext. [Phone] Group State ID Number:

FEIN Number: 16-1140177

Filing Fees

SERFF Tracking #: HNVR-132211363 State Tracking #: Company Tracking #: CW-GL-19702R

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

Fee Required? No Retaliatory? No

Fee Explanation:

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

Correspondence Summary

Amendments

Schedule	Schedule Item Name	Created By	Created On	Date Submitted
Rate	Commercial Lines Manual Division Six - General Liability Exception Pages	Robert Hayden	01/24/2020	01/24/2020

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

Amendment Letter

Submitted Date: 01/24/2020

Comments:

Hello,

This amendment it to attach corrected manual pages. Thank you for your consideration, please contact this office with any questions. Changed Items:

No Form Schedule Items Changed.

Rate S	Rate Schedule Item Changes						
Item				Previous State Filing Number			
No.	Exhibit Name	Rule # or Page #	Rate Action		Date Submitted		
1	Commercial Lines Manual Division Six - General Liability Exception Pages	1-3	New		01/24/2020 By:		
Previou	us Version						
1	Commercial Lines Manual Division Six - General Liability Exception Pages	1-3	New		01/13/2020 By: Robert Hayden		

No Supporting Documents Changed.

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

Rate Information

Rate data applies to filing.

Filing Method: File and Use

Rate Change Type: Neutral

Overall Percentage of Last Rate Revision: %

Effective Date of Last Rate Revision:

Filing Method of Last Filing:

SERFF Tracking Number of Last Filing:

Company Rate Information

	Overall %	Overall %	Written Premium	Number of Policy	Written	Maximum %	Minimum %
Company	Indicated	Rate	Change for	Holders Affected	Premium for	Change	Change
Name:	Change:	Impact:	this Program:	for this Program:	this Program:	(where req'd):	(where req'd):
NOVA Casualty Company	0.000%	0.000%	\$0	32	\$78,748	0.000%	0.000%

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

Rate/Rule Schedule

Item	Schedule Item				Previous State	
No.	Status	Exhibit Name	Rule # or Page #	Rate Action	Filing Number	Attachments
1		Commercial Lines Manual Division Six - General Liability Exception Pages	1-3	New		NCC-GL-CW 0916 (rev).pdf

The following will supplement the respective Rate Services Organization (RSO) Division Six - General Liability countrywide rules:

Rule 36. DESCRIPTION OF ADDITIONAL OPTIONAL ENDORSEMENTS

The following are added to Rule 36.

26. Manufacturers Errors and Omissions Liability Coverage (Stat Code: Primary Class)

[State Exception: CT IL KY LA MA ME MN ND NE NJ NY OK SD VA VT UT WY]

a. Description of Coverage

This optional endorsement may be added to manufacturing operations to provide liability coverage that the insured becomes legally obligated to pay as damages due to an error or omission. Attach Manufacturers Errors and Omissions Liability Coverage – **AGL0836**.

- b. Premium Determination [State Exception: AK HI CA LA MD MO NE OH VA VT WA]
 - (1) Determine the applicable hazard group from the table shown below:

Hazard Group	Description of Hazard Group
Low	The low end of the range contemplates risks with light severity exposures and/or risks with excellent management controls in place. This would primarily consist of accounts that manufacture products that are inactive or inert and do not conduct electricity or energy or any kind.
Medium	The moderate part of the range contemplates risks with average severity exposures and/or risks with average management controls in place. This would primarily consist of accounts that manufacture products that have moving parts and conduct or control the flow of electricity, energy or fluids.
High	The high end of the range contemplates risks with heavy severity exposures and/or risks with below average controls in place. This would consist primarily of accounts that manufacture products that can cause severe bodily injury or property damage when they fail and, if they are a component part, are essential to the operation or function of the final product.

(2) Determine the applicable factor based on the hazard group determined in 26.b.(1) above and the selected limit of insurance from the table below:

Table 36.26.b.(2) Manufacturers Errors and Omissions Liability Factors					
Limit Of Insurance (Occurrence/Aggregate)	Factor				
\$25,000/\$50,000	.1020				
\$50,000/\$100,000	.1121				
\$100,000/\$200,000	.1525				
\$250,000/\$500,000	.2032				
\$500,000/\$500,000	.2540				
\$1,000,000/\$1,000,000	.3050				

- (3) Multiply the factor determined in (2) above by the final Products Liability Premium.
- (4) This premium is not subject to any further modification.

Rule 36. DESCRIPTION OF ADDITIONAL OPTIONAL ENDORSEMENTS (continued)

- 26. Manufacturers Errors and Omissions Liability Coverage (Stat Code: Primary Class) (continued) b. Premium Determination (continued)
 - (5) Minimum Premium: [State Exception: CA]

Table 36.26.b.(5) Manufacturers Errors and Omissions Liability Minimum Premiums					
Limit Of Insurance (Occurrence/Aggregate) Minimum Premium					
\$25,000/\$50,000	\$100				
\$50,000/\$100,000	\$150				
\$100,000/\$200,000	\$250				
\$250,000/\$500,000	\$500				
\$500,000/\$500,000 \$750					
\$1,000,000/\$1,000,000	\$1,500				

27. Manufacturers Errors and Omissions Additional Extended Reporting Period [State Exception: CT IL KY LA MA ME MN ND NE NJ NY OK SD VA VT UT WY]

- a. Description of Coverage
 - (1) If the circumstances related to the termination, renewal or replacement of the claims-made coverage specified in Paragraph H Extended Reporting Periods of the applicable claims made coverage form are met, an extended reporting period may be provided. Under the extended reporting period, a claim first received and reported to us during the extended reporting period will be deemed to have been made on the last day of the policy period. The claim must be for damages because of a wrongful act which commenced before the end of the policy period, but not before the applicable Retroactive Date.
 - (2) A Basic Extended Reporting Period is automatically provided at no extra charge. This period begins with the end of the policy period and lasts for 60 days, with respect to claims because of a wrongful act. The Basic Extended Reporting Period does not apply to claims that are covered under subsequent insurance purchased, or to claims that would be covered but for the exhaustion of the amount of insurance applicable to such claims.

The Basic Extended Reporting Period does not reinstate or increase the limits under the policy.

(3) An additional extended reporting period is available by attaching Manufacturers Errors and Omissions Additional Extended Reporting Period – **AGL0837** for an additional charge. The Named Insured must request this endorsement in writing within 60 days after the end of the policy period. This Manufacturers Errors and Omissions Additional Extended Reporting Period starts when the basic extended reporting period ends and lasts for up to five years, with respect to claims because of a wrongful act arising out of an error or omission.

The Manufacturers Errors and Omissions Additional Extended Reporting Period does not apply to claims that are covered under subsequent insurance purchased, or to claims that would be covered but for the exhaustion of the amount of insurance applicable to such claims.

(4) If the Manufacturers Errors and Omissions Additional Extended Reporting Period is in effect, the limits of insurance available for claims first received and reported to us during the Manufacturers Errors and Omissions Additional Extended Reporting Period will be equal to the remaining portion, if any, of the Limits of Insurance at the time the policy was cancelled or non-renewed.

Rule 36. DESCRIPTION OF ADDITIONAL OPTIONAL ENDORSEMENTS (continued)

27. Manufacturers Errors and Omissions Additional Extended Reporting Period (continued)
[State Exception: CT IL KY LA MA ME MN ND NE NJ NY OK SD VA VT UT WY]

b. Premium Determination

Determine the premium for the extended reporting period based on the Option Year selected from the table below:

Table 36.27.b. Manufacturers Errors and Omissions Liability Minimum Premiums					
1 Year Option:	80%	of the annual premium for Manufacturers E&O Liability			
2 Year Option:	85%	of the annual premium for Manufacturers E&O Liability			
3 Year Option:	90%	of the annual premium for Manufacturers E&O Liability			
4 Year Option:	95%	of the annual premium for Manufacturers E&O Liability			
5 Year Option:	100%	of the annual premium for Manufacturers E&O Liability			

(1) Multiply the factor determined in **27.b.** above to the expiring annual premium for the coverage requesting the extended reporting period.

For example, if the expiring annual claims made premium is \$10,000, the additional premium to purchase a 2-Year ERP would be $.85 \times $10,000 = $8,500$.

(2) This premium will be fully earned when the endorsement takes effect.

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

Supporting Document Schedules

Bypassed - Item:	Consulting Authorization
Bypass Reason:	N/A - we are not a third party filer
Attachment(s):	
Item Status:	
Status Date:	
Satisfied - Item:	Actuarial Certification (P&C)
Comments:	
Attachment(s):	DC Data Certification NOVA.pdf
Item Status:	
Status Date:	
Satisfied - Item:	District of Columbia and Countrywide Experience for the Last 5 Years (P&C)
Comments:	District of Columbia and Countrywide Experience for the East 3 Tears (F&C)
Attachment(s):	DC 5 Year Experience Exhibit.pdf
Item Status:	DC 3 Teal Experience Exhibit.pdi
Status Date:	
Otatus Date.	
Satisfied - Item:	District of Columbia and Countrywide Loss Ratio Analysis (P&C)
Comments:	N/A - not applicable to this filing
Attachment(s):	
Item Status:	
Status Date:	
Satisfied - Item:	Rate Rule Memorandum
Comments:	
Attachment(s):	CW Rates and Rules Memo 12.16.19.pdf
Item Status:	
Status Date:	

Nova Casualty Company District of Columbia

Actuarial Certification

November 24, 2019

Re: District of Columbia Data Certification

I, Jason Clay, a fellow of the Casualty Actuarial Society am authorized to certify on behalf of the Nova Casualty Company, that the data submitted in this filing is accurate and reliable.

Rate change and proposed rate change for this filing is 0.00%

Estimated impact on DC policy holder is \$0.00.

Sincerely,

Jason Clay, FCAS Managing Actuary

jclay@hanoverprograms.com

NOVA Casualty Company 5 Year Experience District of Columbia and Countrywide Experience Commercial General Liability

District	of C	alum	hhia

	<u>2014</u>	<u> 2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
Written Premium *	206,564	258,694	87,248	99,959	106,908
Historical Rate Changes	-6.4%	-12.1%	-3.8%	0.0%	-2.3%
Countrywide					
	<u>2014</u>	<u>2015</u>	<u>2016</u>	<u>2017</u>	<u>2018</u>
Written Premium *	71,722,867	72,401,864	78,800,339	87,106,036	95,213,594

^{*} Data source: Annual statement



Explanatory Memorandum Rates & Rules

NOVA Casualty Company (NCC), a member of Insurance Services Office (ISO), would like to file the following rules for use with Division Six – General Liability

In compliance with the insurance laws and regulations in your state, NOVA Casualty Company (NCC), respectfully submits new rates/rules for use with General Liability policies. This filing introduces liability coverage for wrongful acts arising out of the errors and omissions of manufacturing operations.

Rates/Rules

For the Manufacturers E&O coverage form, we are filing factors that reflects the diversity of operations in the manufacturing industry. The criteria used to determine the specific factor for an individual risk depends on the hazard level of the exposures associated with the operation.

For the Additional Extended Reporting Period endorsement, we are filing factors that are based on the length of the reporting period (up to 5 years) and applied to the annual premium for Manufacturers E&O coverage.

Support for the Rates/Rules

The factors for Manufacturers E&O coverage are based on factors used by Hanover Insurance Group, our parent company. In their plan, the factors vary from .16 - .65 for low to medium hazard risks and up to 4.0 for high hazard risks. Our factors are similar but a bit narrower due to the fact that we do not write as wide a variety of manufacturing operations. Our business consists primarily of metalworkers that manufacture customized component parts for machinery.

State: District of Columbia Filing Company: NOVA Casualty Company

TOI/Sub-TOI: 17.2 Other Liability-Claims Made Only/17.2001 Commercial General Liability

Product Name: CW Manufacturers E&O

Project Name/Number: Specialty/Nova/GL/CW-GL-19702

Superseded Schedule Items

Please note that all items on the following pages are items, which have been replaced by a newer version. The newest version is located with the appropriate schedule on previous pages. These items are in date order with most recent first.

Creation Date	Schedule Item Status	Schedule	Schedule Item Name	Replacement Creation Date	Attached Document(s)
01/13/2020		Rate	Commercial Lines Manual Division Six - General Liability Exception Pages	01/24/2020	NCC-GL-CW 0916.pdf (Superceded)

The following will supplement the respective Rate Services Organization (RSO) Division Six - General Liability countrywide rules:

Rule 36. DESCRIPTION OF ADDITIONAL OPTIONAL ENDORSEMENTS

The following are added to Rule 36.

26. Manufacturers Errors and Omissions Liability Coverage (Stat Code: Primary Class)

[State Exception: CT IL KY LA MA ME MN ND NE NJ NY OK SD VA VT UT WY]

a. Description of Coverage

This optional endorsement may be added to manufacturing operations to provide liability coverage that the insured becomes legally obligated to pay as damages due to an error or omission. Attach Manufacturers Errors and Omissions Liability Coverage – **AGL0836**.

- b. Premium Determination [State Exception: AK HI CA LA MD MO NE OH VA VT WA]
 - (1) Determine the applicable hazard group from the table shown below:

Hazard Group	Description of Hazard Group	
Low	The low end of the range contemplates risks with light severity exposures and/or risks with excellent management controls in place. This would primarily consist of accounts that manufacture products that are inactive or inert and do not conduct electricity or energy or any kind.	
Medium	The moderate part of the range contemplates risks with average severity exposures and/or risks with average management controls in place. This would primarily consist of accounts that manufacture products that have moving parts and conduct or control the flow of electricity, energy or fluids.	
High	The high end of the range contemplates risks with heavy severity exposures and/or risks with below average controls in place. This would consist primarily of accounts that manufacture products that can cause severe bodily injury or property damage when they fail and, if they are a component part, are essential to the operation or function of the final product.	

(2) Determine the applicable factor based on the hazard group determined in 25.b.(1) above and the selected limit of insurance from the table below:

Table 36.25.(2) Manufacturers Errors and Omissions Liability Factors			
Limit Of Insurance (Occurrence/Aggregate)	Factor		
\$25,000/\$50,000	.1020		
\$50,000/\$100,000	.1121		
\$100,000/\$200,000	.1525		
\$250,000/\$500,000	.2032		
\$500,000/\$500,000	.2540		
\$1,000,000/\$1,000,000	.3050		

- (3) Multiply the factor determined in (2) above by the final Products Liability Premium.
- (4) This premium is not subject to any further modification.

Rule 36. DESCRIPTION OF ADDITIONAL OPTIONAL ENDORSEMENTS (continued)

- 26. Manufacturers Errors and Omissions Liability Coverage (Stat Code: Primary Class) (continued) b. Premium Determination (continued)
 - (5) Minimum Premium: [State Exception: CA]

Table 36.25.(5) Manufacturers Errors and Omissions Liability Minimum Premiums			
Limit Of Insurance (Occurrence/Aggregate)	Minimum Premium		
\$25,000/\$50,000	\$100		
\$50,000/\$100,000	\$150		
\$100,000/\$200,000	\$250		
\$250,000/\$500,000	\$500		
\$500,000/\$500,000	\$750		
\$1,000,000/\$1,000,000	\$1,500		

27. Manufacturers Errors and Omissions Additional Extended Reporting Period [State Exception: CT IL KY LA MA ME MN ND NE NJ NY OK SD VA VT UT WY]

- a. Description of Coverage
 - (1) If the circumstances related to the termination, renewal or replacement of the claims-made coverage specified in Paragraph H Extended Reporting Periods of the applicable claims made coverage form are met, an extended reporting period may be provided. Under the extended reporting period, a claim first received and reported to us during the extended reporting period will be deemed to have been made on the last day of the policy period. The claim must be for damages because of a wrongful act which commenced before the end of the policy period, but not before the applicable Retroactive Date.
 - (2) A Basic Extended Reporting Period is automatically provided at no extra charge. This period begins with the end of the policy period and lasts for 60 days, with respect to claims because of a wrongful act. The Basic Extended Reporting Period does not apply to claims that are covered under subsequent insurance purchased, or to claims that would be covered but for the exhaustion of the amount of insurance applicable to such claims.

The Basic Extended Reporting Period does not reinstate or increase the limits under the policy.

(3) An additional extended reporting period is available by attaching Manufacturers Errors and Omissions Additional Extended Reporting Period – **AGL0837** for an additional charge. The Named Insured must request this endorsement in writing within 60 days after the end of the policy period. This Manufacturers Errors and Omissions Additional Extended Reporting Period starts when the basic extended reporting period ends and lasts for up to five years, with respect to claims because of a wrongful act arising out of an error or omission.

The Manufacturers Errors and Omissions Additional Extended Reporting Period does not apply to claims that are covered under subsequent insurance purchased, or to claims that would be covered but for the exhaustion of the amount of insurance applicable to such claims.

(4) If the Manufacturers Errors and Omissions Additional Extended Reporting Period is in effect, the limits of insurance available for claims first received and reported to us during the Manufacturers Errors and Omissions Additional Extended Reporting Period will be equal to the remaining portion, if any, of the Limits of Insurance at the time the policy was cancelled or non-renewed.

Rule 36. DESCRIPTION OF ADDITIONAL OPTIONAL ENDORSEMENTS (continued)

27. Manufacturers Errors and Omissions Additional Extended Reporting Period (continued)
[State Exception: CT IL KY LA MA ME MN ND NE NJ NY OK SD VA VT UT WY]

b. Premium Determination

Determine the premium for the extended reporting period based on the Option Year selected from the table below:

Table 36.26.b. Manufacturers Errors and Omissions Liability Minimum Premiums			
1 Year Option:	80%	of the annual premium for Manufacturers E&O Liability	
2 Year Option:	85%	of the annual premium for Manufacturers E&O Liability	
3 Year Option:	90%	of the annual premium for Manufacturers E&O Liability	
4 Year Option:	95%	of the annual premium for Manufacturers E&O Liability	
5 Year Option:	100%	of the annual premium for Manufacturers E&O Liability	

(1) Multiply the factor determined in 27.b.(1) above to the expiring annual premium for the coverage requesting the extended reporting period.

For example, if the expiring annual claims made premium is \$10,000, the additional premium to purchase a 2-Year ERP would be $.85 \times $10,000 = $8,500$.

(2) This premium will be fully earned when the endorsement takes effect.